
Introduced by Senator Price

February 17, 2011

An act to repeal and amend Sections 1601.1 and 1616.5 of the Business and Professions Code, relating to dentistry.

LEGISLATIVE COUNSEL'S DIGEST

SB 540, as introduced, Price. Dentistry.

Existing law, until January 1, 2012, provides for the Dental Board of California within the Department of Consumer Affairs. Existing law, until January 1, 2012, allows the board, with the approval of the Director of Consumer Affairs, to appoint a person exempt from civil service as the executive officer of the board. Under existing law, boards scheduled for repeal are required to be evaluated by the Joint Sunset Review Committee.

This bill would extend the operation of those provisions until January 1, 2016, and instead specify that the board would be subject to review by the appropriate policy committees of the Legislature.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 1601.1 of the Business and Professions
- 2 Code, as added by Section 3 of Chapter 31 of the Statutes of 2008,
- 3 is repealed.
- 4 ~~1601.1.—(a) There shall be in the Department of Consumer~~
- 5 ~~Affairs the Dental Board of California in which the administration~~
- 6 ~~of this chapter is vested. The board shall consist of eight practicing~~
- 7 ~~dentists, one registered dental hygienist, one registered dental~~

1 assistant, and four public members. Of the eight practicing dentists,
2 one shall be a member of a faculty of any California dental college
3 and one shall be a dentist practicing in a nonprofit community
4 clinic. The appointing powers, described in Section 1603, may
5 appoint to the board a person who was a member of the prior board.
6 The board shall be organized into standing committees dealing
7 with examinations, enforcement, and other subjects as the board
8 deems appropriate.

9 (b) For purposes of this chapter, any reference in this chapter
10 to the Board of Dental Examiners shall be deemed to refer to the
11 Dental Board of California.

12 (c) The board shall have all authority previously vested in the
13 existing board under this chapter. The board may enforce all
14 disciplinary actions undertaken by the previous board.

15 (d) This section shall remain in effect only until January 1, 2012,
16 and as of that date, is repealed, unless a later enacted statute that
17 is enacted before January 1, 2012, deletes or extends that date. The
18 repeal of this section renders the board subject to the review
19 required by Division 1.2 (commencing with Section 473).

20 SEC. 2. Section 1601.1 of the Business and Professions Code,
21 as added by Section 1 of Chapter 35 of the Statutes of 2008, is
22 amended to read:

23 1601.1. (a) There shall be in the Department of Consumer
24 Affairs the Dental Board of California in which the administration
25 of this chapter is vested. The board shall consist of eight practicing
26 dentists, one registered dental hygienist, one registered dental
27 assistant, and four public members. Of the eight practicing dentists,
28 one shall be a member of a faculty of any California dental college,
29 and one shall be a dentist practicing in a nonprofit community
30 clinic. The appointing powers, described in Section 1603, may
31 appoint to the board a person who was a member of the prior board.
32 The board shall be organized into standing committees dealing
33 with examinations, enforcement, and other subjects as the board
34 deems appropriate.

35 (b) For purposes of this chapter, any reference in this chapter
36 to the Board of Dental Examiners shall be deemed to refer to the
37 Dental Board of California.

38 (c) The board shall have all authority previously vested in the
39 existing board under this chapter. The board may enforce all
40 disciplinary actions undertaken by the previous board.

(d) This section shall remain in effect only until January 1, 2012, 2016, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2012, 2016, deletes or extends that date. ~~The Notwithstanding any other provision of law, the~~ repeal of this section renders the board subject to ~~the review required by Division 1.2 (commencing with Section 473) review~~ by the appropriate policy committees of the Legislature.

SEC. 3. Section 1616.5 of the Business and Professions Code, as added by Section 5 of Chapter 31 of the Statutes of 2008, is repealed.

~~1616.5. (a) The board, by and with the approval of the director, may appoint a person exempt from civil service who shall be designated as an executive officer and who shall exercise the powers and perform the duties delegated by the board and vested in him or her by this chapter.~~

~~(b) This section shall remain in effect only until January 1, 2012, and as of that date, is repealed, unless a later enacted statute that is enacted before January 1, 2012, deletes or extends that date.~~

SEC. 4. Section 1616.5 of the Business and Professions Code, as amended by Section 3 of Chapter 33 of the Statutes of 2008, is repealed.

~~1616.5. (a) The board, by and with the approval of the director, may appoint a person exempt from civil service who shall be designated as an executive officer and who shall exercise the powers and perform the duties delegated by the board and vested in him or her by this chapter.~~

~~(b) This section shall remain in effect only until January 1, 2012, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2012, deletes or extends that date.~~

SEC. 5. Section 1616.5 of the Business and Professions Code, as added by Section 2 of Chapter 35 of the Statutes of 2008, is amended to read:

1616.5. (a) The board, by and with the approval of the director, may appoint a person exempt from civil service who shall be designated as an executive officer and who shall exercise the powers and perform the duties delegated by the board and vested in him or her by this chapter.

(b) This section shall remain in effect only until January 1, 2012, 2016, and as of that date is repealed, unless a later enacted statute,

- 1 that is enacted before January 1, ~~2012~~ 2016, deletes or extends
- 2 that date.

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